

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

<b>UNITED STATES OF AMERICA,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>No. 05 CR 727</b>
	)	
<b>CONRAD M. BLACK, et al.</b>	)	<b>Hon. Amy J. St. Eve</b>
	)	
<b>Defendants.</b>	)	

**KIPNIS'S LIST OF EXHIBITS FOR USE DURING  
BETH DeMERCHANT'S TESTIMONY**

Mark Kipnis, through his counsel, respectfully submits the following list of exhibits that he intends to publish during the trial testimony of Beth DeMerchant. Based on the Court's rulings on objections raised during Ms. DeMerchant's Rule 15 deposition, Mr. Kipnis believes that all of these exhibits have been deemed admitted.

Mr. Kipnis has distributed this list to all parties and has asked for any objections to publishing these exhibits during Ms. DeMerchant's testimony. As of the date and time of filing, there have been no objections. Accordingly, Mr. Kipnis submits that all of the following exhibits should be admitted into evidence.

<u><b>EXHIBIT</b></u>	<u><b>VOLUME</b></u>	<u><b>PAGE</b></u>
KIPNIS TORYS 50	3	394
KIPNIS TORYS 54	3	404
KIPNIS TORYS 81	3	413
KIPNIS TORYS 74	3	433
KIPNIS TORYS 83	3	445
KIPNIS TORYS 84	3	445

<b><u>EXHIBIT</u></b>	<b><u>VOLUME</u></b>	<b><u>PAGE</u></b>
KIPNIS TORYS 2	3	445
KIPNIS TORYS 15	3	447
KIPNIS TORYS 77	3	456

Dated: April 18, 2007

Respectfully submitted,

/s/ Ronald S. Safer

Ronald S. Safer  
Patricia B. Holmes  
Matthew B. Mock  
SCHIFF HARDIN LLP  
6600 Sears Tower  
Chicago, Illinois 60606

Michael E. Swartz  
Sung-Hee Suh  
SCHULTE ROTH AND ZABEL LLP  
919 Third Avenue  
New York, New York 10022

*Attorneys for Mark S. Kipnis*

**CERTIFICATE OF SERVICE**

I, Matthew B. Mock, an attorney, hereby certify that on this, the 18th day of April, 2007, I filed the foregoing document using the Court's CM/ECF system. Notice of Electronic Case Filing has been sent to the following registered parties, which constitutes service of same:

Eric H. Sussman Jeffrey H. Cramer Julie Ruder Edward Siskel Assistant U.S. Attorneys 219 South Dearborn Street 5th Floor Chicago, IL 60604	Royal B. Martin Martin, Brown & Sullivan, Ltd. 321 South Plymouth Court 10th Floor Chicago, IL 60604
Edward M. Genson Carolyn P. Gurland Genson and Gillespie 53 West Jackson Boulevard Suite 1420 Chicago, IL 60604	Patrick A. Tuite Arnstein & Lehr 120 South Riverside Plaza Suite 1200 Chicago, IL 60606-3913
Richard A. Greenberg Steven Y. Yurowitz Newman & Greenberg 950 Third Avenue 32nd Floor New York, NY 10022	Benito Romano Michael E. Schachter Ian K. Hochman Sharon Blaskey Willkie, Farr & Gallagher 787 7 <sup>th</sup> Avenue New York, NY 10019
Marc W. Martin Marc Martin, Ltd. 53 West Jackson Boulevard Suite 1420 Chicago, IL 60604	Edward L. Greenspan Jane Kelly Julianna Greenspan Greenspan & White 144 King Street East Toronto, Canada M5C1G3

/s/ Matthew B. Mock  
\_\_\_\_\_  
Matthew B. Mock